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Attorneys for Defendants  
EDUCATIONAL COMMISSION FOR  
FOREIGN MEDICAL GRADUATES  
erroneously sued as  
EDUCATION COMMISSION FOR  
FOREIGN MEDICAL GRADUATES; and  
FOUNDATION FOR ADVANCEMENT OF  
INTERNATIONAL MEDICAL EDUCATION  
AND RESEARCH

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

ST. LUKE SCHOOL OF MEDICINE,  
et al.

Plaintiff(s)

v.

REPUBLIC OF LIBERIA, et al.

Defendants.

Case No. CV-10-1791RGK (SHx)

DECLARATION OF DENNIS  
DONOHUE IN SUPPORT OF  
MOTION TO DISMISS PLAINTIFFS'  
FIRST AMENDED COMPLAINT  
FOR LACK OF PERSONAL  
JURISDICTION  
[FRCP Rule 12(b)(2)]

Date: June 14, 2010  
Time: 9:00 a.m.  
Courtroom: 850

I, Dennis Donohue, hereby declare as follows:

1. I am the Senior Vice President for Finance of defendant EDUCATIONAL  
COMMISSION FOR FOREIGN MEDICAL GRADUATES ("ECFMG") and the Treasurer of  
defendant FOUNDATION FOR ADVANCEMENT OF INTERNATIONAL MEDICAL

1 EDUCATION AND RESEARCH ("FAIMER"). I have personal knowledge of all matters stated  
2 herein.

3 2. Defendant ECFMG is a 501(c)(3) not-for-profit corporation, incorporated in the  
4 State of Illinois, with its principal place of business in Philadelphia, Pennsylvania and is engaged  
5 in the business of assessing and certifying foreign medical graduates for entry into graduate  
6 medical education programs in the United States.

7 3. Defendant FAIMER is a 501(c)(3) not-for profit corporation, incorporated in the  
8 State of Pennsylvania, with its principal place of business in Philadelphia, Pennsylvania and is  
9 engaged in the business of enhancing international medical education through programs of  
10 research and education, as well as maintaining a directory of international medical schools,  
11 known as the International Medical Education Directory ("IMED").

12 4. Neither moving defendant is incorporated in California.

13 5. No officers or directors of either moving defendant reside or are domiciled in  
14 California.

15 6. All of defendant ECFMG's operations out of which this case arises occurred in  
16 Pennsylvania., although defendant ECFMG does currently runs a single testing facility for a  
17 single component of the United States Medical Licensing Exam in Los Angeles, California.

18 7. All potential employee and non-employee witnesses for ECFMG are located in  
19 Pennsylvania.

20 8. Defendant FAIMER is not qualified to do business in California, nor does it have  
21 any subsidiaries incorporated or qualified to do business in California.

22 9. Defendant FAIMER has no employees residing or domiciled in California; nor  
23 has it contracted with persons residing in California to act on their behalf with respect to  
24 marketing, distributing or servicing any of defendant's goods or products.

25 10. Defendant FAIMER has no branch office or comparable facilities in California,  
26 nor does it have telephone listings or mailing addresses in California. Defendant FAIMER has  
27 no tangible personal or real property in California.

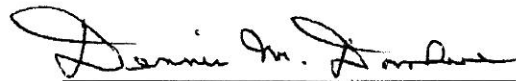
28 11. Moving defendants do not have any bank accounts in California.

1           12.    The acts or omissions for which plaintiffs seek to hold defendants liable in this  
2 action all occurred outside of California.


3           13.    It would be unreasonable to require defendants to defend this action in courts  
4 within California due to the burden on moving defendants considering that moving defendants  
5 are not incorporated in California, their principal place of business is in Pennsylvania, all  
6 business operations out of which this case arises occurred in Pennsylvania, and all witnesses and  
7 employees of moving defendants are located are in Pennsylvania.

8           14.    Plaintiffs served moving defendants with their First Amended Complaint on April  
9 21, 2010 in the State of Pennsylvania.

10  
11           I declare under penalty of perjury that the foregoing is true and correct and that this  
12 declaration was executed on May 12, 2010 at Philadelphia, Pennsylvania.

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14 

15 Dennis Donohue  
16 Senior V.P. for Finance for  
17 EDUCATION COMMISSION FOR  
FOREIGN MEDICAL GRADUATES

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19 Dennis Donohue  
20 Treasurer for  
21 FOUNDATION FOR ADVANCEMETN  
22 OF INTERNATIONAL EDUCATION  
23 AND RESEARCH  
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